

Atty. Docket No.:

3284/1230

PATENT

IN THE UNITED STATES PATEINAL AMERICAN IN THE UNITED STAT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

- 1. Information Disclosure Statement;
- Form PTO-1449 citing seven References; 2.
- 3. Copies of seven Cited References; and
- 4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No. 3284/1230. A duplicate of this transmittal letter is enclosed for this purpose.

Date: 4 16 03

Respectfully submitted,

Elizabeth of Spa Keg # 45, 123 bor Name: Kathleen M. Williams

Registration No.: 34,380 Customer No.: 29933 Palmer & Dodge LLP

111 Huntington Avenue Boston, MA 02199-7613

Tel: 617-239-0100

Atty. Docket No.:

3284/12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Habener et al.

Serial No.:

09/731,261

Filed: \ Engiled

JUN 1 8 2003

December 6, 2000

Stem Cells of the Islets of Langerhans and Their Use in

Treating Diabetes Mellitus

Wehbe, A.M.

Group Art Unit:

1632

Conf. No.:

Examiner:

9060

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Elizabeth N. Spar

Name of Person Mailing Paper shill

Signature of Person Mailing Paper

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT <u>UNDER 37 CFR §§§ 1.56, 1.97 AND 1.98</u>

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office. A listing of the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents in the list.

Pursuant to CFR § 1.97(e)(1), each item contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or International application. Please note, the Cornelius and Ramiya, et al. references cited in the European Search Report and Hunziker and Cornelius, et al references cited in the International Search Report were previously cited in the Information Disclosure Statement filed on January 31, 2003. Because this statement is being filed within three months of receipt of the Search Report, no fee is believed to be due. A copy of the Search Report is included and cited on the enclosed PTO-1449.

Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Respectfully submitted.

Euzamh N. Spa Neg # 45, 123 for Name: Kathleen M. Williams

Registration No.: 34,380 Customer No.: 29933 Palmer & Dodge LLP

111 Huntington Avenue Boston, MA 02199-7613

Tel: 617-239-0100